



Entered on Docket
April 01, 2008

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA Commercial Mortgage Company,
USA Capital Realty Advisors, LLC,
USA Capital Diversified Trust Deed Fund, LLC,
USA Capital First Trust Deed Fund, LLC,¹
USA Securities, LLC,²
Debtors.

Affects:

- ☐ All Debtors
- ☒ USA Commercial Mortgage Company
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC
- ☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR¹
Case No. BK-S-06-10729-LBR²

CHAPTER 11

Jointly Administered Under Case No. BK-S-06-10725 LBR

**ORDER SUSTAINING FIRST
OMNIBUS OBJECTION OF USACM
TRUST TO PROOFS OF CLAIM
BASED UPON INVESTMENT IN
THE GLENDALE TOWER
PARTNERS, LLC LOAN**

Hearing Date: March 25, 2008
Hearing Time: 9:30 a.m.

¹ This bankruptcy case was closed on October 12, 2007.

² This bankruptcy case was closed on December 26, 2007.

1 Pending before the Court is the USACM Liquidating Trust's First Omnibus
2 Objection to Proofs of Claim Based Upon Investment in the Glendale Tower Partners,
3 LLC Loan (the "Objection") [DE 5783]. Adequate notice of the Objection was given. No
4 responses were filed to the Objection and no opposition was raised to the Objection at the
5 hearing on March 25, 2008. Good cause appearing,

6 IT IS ORDERED that the Objection is sustained and the Proofs of Claim listed on
7 Exhibit A attached are disallowed in their entirety because they were based entirely upon
8 an investment in the Glendale Tower Partners, LLC Loan.

9 ###

10 PREPARED AND SUBMITTED:

11 **LEWIS AND ROCA LLP**

12
13 By: /s/ RC (#0006593)
14 Susan M. Freeman
15 Rob Charles
16 John Hinderaker
Attorneys for USACM Liquidating Trust

CERTIFICATION OF COUNSEL PURSUANT TO LOCAL RULE 9021

In accordance with Local Rule 9021, the undersigned certifies:

- ☐ The Court waived the requirements of approval under LR 9021.
- ☐ No parties appeared or filed written objections, and there is no trustee appointed in the case.
- ☒ No opposition was filed to the motion and no other party or counsel appeared at the hearing.
- ☐ I have delivered a copy of this proposed order to all attorneys and unrepresented parties who have appeared at the hearing, and any trustee appointed in the case, and each has approved or disapproved the order, or failed to respond, as indicated below:

LEWIS AND ROCA LLP

By: /s/ RC (#0006593)
Susan M. Freeman
Rob Charles
John Hinderaker
Attorneys for USACM Liquidating Trust

GLENDALE TOWER
Single Loan Claims

EXHIBIT A
First Omnibus Objection

Claim	Name	Address	Total Claim Amount	Approximate Amount Subject to Objection Because it Relates to an Investment In the Glendale Tower Loan
10725-00132	Larry and Nancy Anderson	13250 Mahogany Drive Reno, NV 89511	\$125,000.00	\$125,000.00
10725-01988	Daniel Carlton	4697 Hooktree Road Twentynine Palms, CA 92277	\$55,000.00	\$55,000.00
10725-00018	Brenda Falvai	252 Paseo De Juan Anaheim, CA 92807-2319	\$50,972.22	\$50,972.22
10725-00018-2	Brenda Falvai	252 Paseo De Juan Anaheim, CA 92807-2319	\$50,972.22	\$50,972.22
10725-00286	Patrick J. Horgan	Maupin Cox Legoy Attn: C. Jaime, Esq. P.O. Box 30000 Reno, NV 89520	\$50,000.00	\$50,000.00
10725-02352	JDL Trust Dtd 1/27/04	Jack D. La Flesch Ttee. 6559 Water Crossing Avenue Las Vegas, NV 89131	\$50,746.52	\$50,746.52
10725-00871	John M. and Linda S. Marston	12441 Road 44 Mancos, CO 81328-9213	\$51,913.56	\$51,913.56
10725-01193	Ruby Simon	8728 Castle View Avenue Las Vegas, NV 89129-7680	\$184,000.00	\$184,000.00
10725-00511	TDS Revocable Family Trust Dtd 9/29/98	T. Dwight And Bonnie J. Sper Ttees 1005 Cypress Ridge Lane Las Vegas, NV 89144-1425	\$100,000.00	\$100,000.00